

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Revise  
Commission General Order Number 95 and 128.

Rulemaking 01-10-001  
(Filed October 2, 2001)

**ADMINISTRATIVE LAW JUDGE'S RULING  
ON NOTICE OF INTENT TO CLAIM COMPENSATION**

This ruling addresses the Notice of Intent to Claim Compensation (NOI) of William Adams.

**Timeliness of Filing**

Pub. Util. Code § 1804(a)(1) provides that an NOI must be filed within 30 days after the prehearing conference. This proceeding was initiated in October 2001, but since there has been no prehearing conference, the filing by Adams on March 17, 2004, will be deemed timely. No party protested this NOI request.

**Qualification as a Customer**

Adams has demonstrated that he meets the statutory definition of a Category 1 customer and is “a participant representing consumers, customers, or subscribers of any electrical, gas, telephone, telegraph, or water corporation that is subject to the jurisdiction of the commission.” (Pub. Util. Code § 1802(b).)

**Representation of Underrepresented Interests**

Adams retired from the Commission staff in 1990 after 22 years, principally in the predecessor division to the Consumer Protection and Safety Division. He served as a Commission staff representative for three years on the

General Order 95/128 Rules Committee. He was an overhead and underground line inspector and accident investigator for the Commission.

In this proceeding, Adams states that he has represented the interests of individual homeowners. Because of his experience, Adams asserts that he has represented customer interests that would otherwise be under-represented. He states that the final decision in this matter will demonstrate whether his representation has duplicated the efforts of other participants.

### **Nature and Extent of Participation**

Adams states that he has fully participated in this proceeding through presentation of testimony, attendance at workshops and filing of comments and other pleadings. His primary focus has been on preventing injury to children around poles, structures and trees, and on protecting laypersons who may not be aware of the danger of power lines.

### **Estimate of Compensation**

Pursuant to Pub. Util. Code § 1804(a)(2)(A)(ii), Adams submitted a breakdown of the total estimated compensation of \$269,000 that he expects to request, the majority of it in professional time for himself, an attorney and two other consultants. This ruling makes no affirmative findings regarding the reasonableness of the total or any component of the estimate. The Commission will examine this claim carefully when a request for an award of compensation is filed. Adams states that if he files such a request, he will provide time records, expense records and justification for hourly rates.

### **Significant Financial Hardship**

Adams makes no showing of significant financial hardship pursuant to Pub. Util. Code § 1804(b)(1). In the absence of such a showing at this time, this

ruling defers a finding of significant financial hardship and directs Adams to make that showing at the time that he files for an award of compensation.

**IT IS RULED** that William Adams is eligible to file for an award of intervenor compensation at the conclusion of this proceeding.

Dated July 28, 2004, at San Francisco, California.

/s/ Glen Walker  
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Glen Walker  
Administrative Law Judge

**CERTIFICATE OF SERVICE**

I certify that I have by mail this day served a true copy of the original attached Administrative Law Judge's Ruling on Notice of Intent to Claim Compensation on all parties of record in this proceeding or their attorneys of record.

Dated July 28, 2004, at San Francisco, California.

/s/ Antonina V. Swansen  
Antonina V. Swansen

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to insure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.

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The Commission's policy is to schedule hearings (meetings, workshops, etc.) in locations that are accessible to people with disabilities. To verify that a particular location is accessible, call: Calendar Clerk (415) 703-1203.

If specialized accommodations for the disabled are needed, *e.g.*, sign language interpreters, those making the arrangements must call the Public Advisor at (415) 703-2074, TTY 1-866-836-7825 or (415) 703-5282 at least three working days in advance of the event.